

Chairperson: Supervisor Gerry P. Broderick
Clerk: Linda Durham, 278-4225
Research Analyst: Rick Ceschin, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, January 20, 2005 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

MINUTES

TAPE No. 5: Side A, #320 to EOT
TAPE No. 5: Side B, #001 to EOT
TAPE No. 6: Side A, #001 to #314

PRESENT: Supervisors Rice, *DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair)
*Supervisor DeBruin was not present during the roll call, but arrived shortly thereafter.

SCHEDULED ITEMS:

1. 05-49 From Director, Child Support Enforcement, requesting authorization to execute W-2 contracts with Maximus, OIC (Opportunities Industrialization Center of Greater Milwaukee, Inc.), UMOS (United Migrant Opportunity Services, Inc.) and YW-Works. (Tape 5A-#332)

APPEARANCE:

John Hayes, Director, Child Support Enforcement

Mr. Hayes reviewed the subject report.

Questions and comments ensued.

MOTION BY: (CESARZ) Approve. (Vote 7-0)

AYES: Rice, *DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 7
NOES: 0

****Supervisor DeBruin was not present at the time of the roll call, but later requested to be recorded as voting aye on this item. There being no objection, it was so ordered.***

SCHEDULED ITEMS (CONTINUED):

2. 04-414 Progress report on the long-term operational plans for the House of Correction Farm and Fish Hatchery. **(REPORT FROM COUNTY BOARD STAFF)**
(INFORMATIONAL) (NO ACTION REQUIRED) (Tape 5A-#394)

APPEARANCE:

Rick Ceschin, County Board Research Analyst

Mr. Ceschin reviewed the subject report. He indicated that he will present an additional progress report to the Committee in April 2005.

The report was received and placed on file.

3. 04-300 From Director, Department of Administrative Services and Superintendent, House
(a) of Correction, a report on the House of Correction Print Shop. **(INFORMATIONAL)**
(NO ACTION REQUIRED) (Tape 5A-#419)

APPEARANCES:

Linda Seemeyer, Director, Department of Administrative Services

Molly Pahl, Public Safety Fiscal Analyst, House of Correction

Jan Brylow, Program Manager, House of Correction

Ms. Pahl reviewed the subject report.

Questions and comments ensued.

The report was received and placed on file.

4. 05-63 From the Sheriff, requesting authorization to enter into a contract with the Benedict Center for inmate library services at the Milwaukee County Jail, for an amount not to exceed \$25,833 for the initial contract period, March 1, 2005 through December 31, 2005 and, contingent upon future funding, renewal for three additional 12-month periods (through 2008). (Tape 5A-#484)

APPEARANCE:

Jan Brylow, Program Manager, House of Correction

MOTION BY (SCHMITT) Approve.

Jan Brylow briefly reviewed the subject report.

Questions and comments ensued.

SCHEDULED ITEMS (CONTINUED):

Vote on the motion to approve: 7-0

AYES: Rice, *DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 7
NOES: 0

****Supervisor DeBruin was not present at the time of the roll call, but later requested to be recorded as voting aye on this item. There being no objection, it was so ordered.***

5. 05-60 From Superintendent, House of Correction, requesting authorization to enter into a contract with Wisconsin Community Services to provide job seeking skills and job placement services to inmates sentenced to the House of Correction, in the amount of \$126,630 for the initial contract period, March 1, 2005 through December 31, 2005 and, contingent upon future funding, renewal for three additional 12-month periods (through 2008). (Tape 5A-#506)

APPEARANCES:

Ron Malone, Superintendent, House of Correction
Jan Brylow, Program Manager, House of Correction

Ms. Brylow reviewed the subject report.

Questions and comments ensued.

(MOTION BY: SCHMITT) Approve items 5 and 6 together. (Vote: 7-0)

AYES: Rice, *DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 7
NOES: 0

****Supervisor DeBruin was not present at the time of the roll call, but later requested to be recorded as voting aye on these items. There being no objection, it was so ordered.***

6. 05-61 From Superintendent, House of Correction, requesting authorization to enter into a contract with Wisconsin Community Services to provide academic and vocational testing and assessment services for inmates sentenced to the House of Correction, in the amount of \$37,500 for the initial contract period, March 1, 2005 through December 31, 2005 and, contingent upon future funding, renewal for three additional 12-month periods (through 2008).

SEE ACTION UNDER ITEM 5.

SCHEDULED ITEMS (CONTINUED):

7. 05-62 From Superintendent, House of Correction, requesting authorization to enter into a contract with Susan Harrington to provide library services to inmates incarcerated at the House of Correction for the amount not to exceed \$29,166 for the initial contract period, March 1, 2005 through December 31, 2005 and, contingent upon future funding, renewal for three additional 12-month periods (through 2008). (Tape 5A-#535)

APPEARANCES:

Ron Malone, Superintendent, House of Correction
Jan Brylow, Program Manager, House of Correction

Ms. Brylow reviewed the subject report.

Questions and comments ensued.

MOTION BY: (RICE) Approve. (Vote 7-0)

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 7
NOES: 0

8. 05-J-1 From Superintendent, House of Correction, report regarding reduction in federal funds directed to the Community Justice Resource Center (formally known as the Day Reporting Center). **(INFORMATIONAL) (NO ACTION REQUIRED) (Also referred to Committee on Finance and Audit)** (Tape 5A-#556)

APPEARANCES:

Ron Malone, Superintendent, House of Correction
Kit Murphy McNally, Benedict Center

Mr. Malone reviewed the subject report.

Questions and comments ensued.

Mr. Malone advised that he will work on a strategy to secure long-term funding and will report back to the committee at its next meeting.

Ms. McNally provided comments regarding the advantages of the Community Justice Resource Center and what could happen if additional money is not located to support it. She urged the Committee to put some County dollars into studying what the program is costing, but also some dollars to keep the program operating at its current level, while the search goes on to continue the program with funding from various sources.

Discussion ensued.

SCHEDULED ITEMS (CONTINUED):

The Committee took a five minute break and reconvened with the same Committee members present as were before.

MOTION BY: (DE BRUIN) The Department of Administrative Services and the House of Correction are directed to prepare a cost benefit analysis on the Community Justice Resource Center to append to the informational report going before the Committee on Finance and Audit on January 27, 2005 to allow the Committee on Finance and Audit to consider immediate funding alternatives.
(Vote: 7-0)

AYES: Rice, Debruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 7
NOES: 0

9. 05-J-2 From Superintendent, House of Correction, report advising that the House of Correction has received an anonymous gift of \$20,000 to support and enhance the efforts of the Milwaukee County Community Justice Resource Center.
(INFORMATIONAL) (NO ACTION REQUIRED)

APPEARANCES:

Ron Malone, Superintendent, House of Correction
Jan Brylow, Program Manager, House of Correction

The Committee took no action on this informational report.

10. 05-40 From the Sheriff, requesting to designate Milwaukee County as the Public Safety Answering Point (PSAP) for cellular 911 calls. (Tape 5B-#164)

APPEARANCES:

Sheriff David A. Clarke, Jr.
Inspector Kevin Carr, Sheriff's Department
Inspector Jerianne Feiten, Sheriff's Department
Mayor Tom Barrett, City of Milwaukee Mayor
Mark Meyer, Milwaukee Police Department

Sheriff Clarke reviewed the subject report.

Questions and comments ensued.

Sheriff Clarke, Inspector Carr and Inspector Feiten addressed questions from the Committee.

SCHEDULED ITEMS (CONTINUED):

Mayor Barrett expressed his concerns relative to designating Milwaukee County as the PSAP. He requested that the Committee refer the report back to the Sheriff's Department with a request that they work with the Milwaukee Police Department on the designation of the PSAP to determine what's best for all entities involved. He indicated that the designation has to be made by April 1, 2005.

Mr. Meyer indicated that he would forward his comments in writing to the Committee.

Supervisor Schmitt provided comments and indicated that he will not be voting for this item today.

MOTION BY: (SCHMITT) Refer to staff to work out details with the City of Milwaukee and come to an agreement of what they find mutually acceptable and report back to this Committee at its next meeting.

Chairman Holloway commented that there are some aggressive ideas on both sides, however, he felt it was a good idea to refer this item back to staff.

Supervisor DeBruin commented that she supports the referral back to staff because there is also additional information that she would like to have. She indicated that she is interested in knowing how the ICC, other Mayors, municipalities and common councils are interested in moving forward and requested that this Committee get a reaction from them. Supervisor DeBruin also requested that staff provide some background information as to cost differentials (overall cost impacts, not just to Milwaukee County, but to the taxpayers as a whole) if there is not an agreement; what differences in service levels will be occurring, as well as the timelines of those service levels; and follow-up information about how this ties into the broader long term goals of the regional cooperation. Additionally, she would also like information on the timing and purpose of the building at 49th and Lisbon.

Supervisor DeBruin further requested from both the Sheriff and the Mayor any follow-up information they would like to forward to her. She would then send some additional requests for information to staff based on what she receives.

Supervisor Cesarz requested that the Sheriff be asked to consider what the impact on all constituents would be if the decision would be made on any recommendation from this Committee to designate the City vs. the Sheriff as the PSAP; specifically to look at the impact on constituents throughout the entire area; also to look at the budgetary impacts; what system impacts would be implicated if there was this designation; what costs are already included in the 2005 budget as

SCHEDULED ITEMS (CONTINUED):

well as any impacts the decision would have on that (what the duplication or lack of duplication might be); the role and responsibility of the Sheriff's Department as part of Milwaukee County and the impact of the Sheriff being a constitutional elected officer and his responsibility.

Vote on the motion to refer to staff: 7-0

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 7

NOES: 0

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

CORPORATION COUNSEL RECOMMENDS PAYMENT/SETTLEMENT OF THE FOLLOWING CLAIMS/LITIGATION *(Note: Section 56.08 of the Milwaukee County General Ordinances authorizes the Judiciary Committee to settle all claims when the amount does not exceed \$5,000.00, and the action of the Committee is final and no further County Board action is required.):*

11. 05-52 From Deputy Corporation Counsel, reaffirming the delegation to Corporation Counsel authorization to settle claims against the County up to and including \$500 and to delegate to the chair of the Committee on Judiciary, Safety and General Services authorization to settle claims against the County in an amount not to exceed \$5,000. (Tape 5B-#686)

APPEARANCE:

Bob Andrews, Deputy Corporation Counsel

Questions and comments ensued relative to having one individual making the decision regarding paying claims up to \$5,000.

Discussion ensued at length.

MOTION BY: (RICE) Amend the resolution attached to the subject report by adding "provided such settlement is recommended by Corporation Counsel" in the second BE IT RESOLVED clause after "\$5,000". (Vote: 7-0)

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 7

NOES: 0

SCHEDULED ITEMS (CONTINUED):

Chairman Broderick stated that this might be an item that should be discussed with Intergovernmental Relations in order to get approval for legislation permitting Corporation Counsel authorization to approve claims up to \$5,000.

MOTION BY: (RICE) Approve the resolution as amended. (Vote: 6-1)

AYES: Rice, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 6

NOES: DeBruin - 1

12. 04-482 From **Timothy M. Leszczynski**, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Corporation Counsel recommends payment in the amount of \$2,699.24 in full settlement of this claim.)** (Tape 6A-#295)

MOTION BY: (RICE) Adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the items, 12, 13 and 14. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary.

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 7

NOES: 0

The Committee adjourned into closed session at approximately 10:05 a.m. and reconvened in open session at approximately 10:50 a.m., with the same Committee members present as were before.

MOTION BY: (SCHMITT) Approve items 12 and 13 together. (Vote: 7-0)

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) – 7

NOES: 0

13. 05-41 From Deputy Corporation Counsel, requesting approval for payment of \$4,800 in full settlement to LaFonda Perkins. **(Corporation Counsel recommends payment In the amount of \$4,800 in full settlement of this claim.)**

SEE ACTION UNDER ITEM 12.

14. 04-J-3 From Corporation Counsel, discussion regarding pension litigation and claims by Milwaukee County. (Tape 6A-#301)

SCHEDULED ITEMS (CONTINUED):

APPEARANCES:

Bill Domina, Corporation Counsel
James Greer, Whyte Hirschboeck Dudek, S.C.
Jay Stadler, Whyte Hirschboeck Dudek, S.C.
Brian Knee, Wisconsin Counties Mutual Insurance Company

05-87 ***MOTION BY: (RICE) Approve the resolution drafted by Corporation Counsel discussed in closed session. (Vote: 7-0)***

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) – 7
NOES: 0

STAFF PRESENT: Rick Ceschin, Research Analyst, County Board
 John Hayes, Director, Child Support Enforcement
 Linda Seemyer, Director, Administrative Services
 Molly Pahl, Public Safety Fiscal Analyst, House of Correction
 Sheriff David A. Clarke, Jr.
 Inspector Kevin Carr, Sheriff's Department
 Inspector Jerianne Feiten, Sheriff's Department
 Ron Malone, Superintendent, House of Correction
 Jan Brylow, Programs Manager, House of Correction
 Bill Domina, Corporation Counsel
 Bob Andrews, Deputy Corporation Counsel

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Adjourned: 12:00 Noon

Linda Durham

Linda Durham, Committee Clerk

Chairperson: Supervisor Gerry P. Broderick
Clerk: Linda Durham, 278-4225
Research Analyst: Rick Ceschin, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, March 3, 2005 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

MINUTES

TAPE No. 6: Side A, #317 to EOT
TAPE No. 6: Side B, #001 to EOT
TAPE No. 7: Side A, #001 to #112

PRESENT: Supervisors Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair)

SCHEDULED ITEMS:

1. 05-152 From the Director, Department of Administrative Services, requesting authorization to seek and accept Edward Byrne Memorial Justice Assistance Grant (JAG) funds. (Tape 6A-#328)

APPEARANCES:

Linda Seemeyer, Director, Department of Administrative Services
Vera Westphal, Fiscal Analyst, Department of Administrative Services
Molly Pahl, Public Safety Fiscal Analyst, House of Correction

Ms. Westphal reviewed the subject report.

Questions and comments ensued.

MOTION BY: (CESARZ) Approve. (Vote: 7-0)

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 7
NOES: 0

2. 05-124 From the Superintendent, House of Correction, requesting authorization to execute a Professional Services Contract with ATTIC Correctional Services, Inc. to provide substance abuse treatment to inmates incarcerated at the Milwaukee County House of Correction. (Tape 6A-#423)

APPEARANCES:

Ron Malone, Superintendent, House of Correction
Jan Brylow, Program Manager, House of Correction

SCHEDULED ITEMS (CONTINUED):

Ms. Brylow reviewed the subject report.

MOTION BY: (SCHMITT) Approve. (Vote: 7-0)

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) – 7
NOES: 0

3. 05-123 From the District Attorney's Office, requesting permission to contract with the Milwaukee Police Department to reimburse the department, up to a maximum reimbursement of \$40,000 for confidential fund expenditures by police officers assigned to the Milwaukee Metropolitan Drug Enforcement Group (MMDEG). (Tape 6A-#443)

APPEARANCE:

Jim Martin, District Attorney's Office

Mr. Martin reviewed the subject report.

Questions and comments ensued.

MOTION BY: (SCHMITT) Approve. (Vote: 7-0)

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine, Broderick (Chair) - 7
NOES: 0

4. 04-J-10 From County Board Staff and Corporation Counsel, a verbal report on draft revisions to Chapter 14 of the Milwaukee County General Ordinances. (Tape 6A-#476)

APPEARANCE:

Rick Ceschin, County Board Research Analyst

Mr. Ceschin reported that there have been some progress on the revisions to Chapter 14 of the Milwaukee County General Ordinances. He indicated that a draft ordinance was distributed and reviewed by Corporation Counsel, the County Clerk, Ethics Board staff and the Vice Chair of this Committee. Mr. Ceschin indicated that it is his hope to have a final draft come back before this committee at its next meeting.

Questions and comments ensued.

The Committee took no action on this informational verbal report.

SCHEDULED ITEMS (CONTINUED):

5. 05-40 From the Sheriff, requesting to designate Milwaukee County as the Public Safety Answering Point (PSAP) for cellular 911 calls. **(1/20/05: Referred to staff) (REPORT FROM STAFF)** (Tape 6A-#504)

APPEARANCES:

County Board Chairman Lee Holloway
Steve Cady, County Board Fiscal and Budget Analyst
Rick Ceschin, County Board Research Analyst
Bud Borja, Chief Information Officer, IMSD
Inspector Kevin Carr, Sheriff's Department
Deputy Inspector Jerriane Feiten, Sheriff's Department
Mark Meyer, Milwaukee Police Department
Chief Barry Weber, Wauwatosa Police Department
Chief Robert J. Dams, Greendale Police Department
Chief Eugene Oldenburg, West Milwaukee Police Department

Chairman Holloway provided comments in support of the Sheriff's request to designate Milwaukee County as the PSAP for cellular 911 calls.

Mr. Cady reviewed the subject report.

Questions and comments ensued.

SUPERVISOR RICE IN THE CHAIR.

MOTION BY: (BRODERICK) Temporary layover to the call of the chair so that the parties can get back together to work out what is in the mutual best interest of the long term safety of the City of Milwaukee and the taxpayers of Milwaukee County.

Discussion ensued regarding the motion.

Supervisor Broderick withdrew his previous motion.

MOTION BY: (BRODERICK) Layover for no more than ten days hence to afford the opportunity for the City and County to re-enter negotiations to come to some resolution that is of mutual agreement on the part of both parties. (Vote: 1-6)

AYES: Broderick - 1

NOES: DeBruin, Schmitt, Weishan, Cesarz, Devine and Rice (Chair) – 6

Motion failed.

SCHEDULED ITEMS (CONTINUED):

MOTION BY: (DEBRUIN) Approve.

Supervisor DeBruin stated that if this item is approved, she would be very interested in working with the City of Milwaukee, the Sheriff's Department and other municipalities in looking at possibilities of a secondary PSAP designation for the city of Milwaukee.

Vote on the motion to approve the recommendation contained in the County Board staff report that the Milwaukee County Sheriff's Department remain the designated public safety answering point for all wireless 911 calls: 6-1

AYES: DeBruin, Schmitt, Weishan, Cesarz, Devine and Rice (Chair) - 6

NOES: Broderick - 1

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

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CORPORATION COUNSEL RECOMMENDS PAYMENT/SETTLEMENT OF THE FOLLOWING CLAIMS/LITIGATION:

6. 04-405 From Foley & Casey, LLC submitting a claim in behalf of **Igor Nemirovskiy** for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **(Corporation Counsel recommends payment in the amount of \$14,000 to Mr. Nemirovskiy and \$5,220.21 to American Family in full settlement of all claims.)** (Tape 7A-#084)

APPEARANCE:

Bob Andrews, Deputy Corporation Counsel

MOTION BY: (DEBRUIN) Approve items 6, 7 and 8 together. (Vote: 7-0)

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine, Broderick (Chair) - 7

NOES: 0

SCHEDULED ITEMS (CONTINUED):

7. 04-446 From RASP Investments, LLC, submitting a claim for property damages allegedly sustained when a Milwaukee County vehicle struck the northeast corner of the building owned by RASP Investments LLC, of Menomonee Falls, Wisconsin. **(Corporation Counsel recommends payment in the amount of \$18,000 in full settlement of this claim.)**

SEE ACTION UNDER ITEM 6.

8. 05-125 From Ruth Wehrenberg, submitting a claim for injuries allegedly sustained when she tripped and fell at the Mitchell Park Domes. **(Corporation Counsel recommends payment in the amount of \$13,000 in settlement of all claims.)**

SEE ACTION UNDER ITEM 6.

CLAIMS IN THE AMOUNT OF \$5,000.00 OR LESS APPROVED BY THE CHAIR OF THE JUDICIARY COMMITTEE AS RECOMMENDED BY CORPORATION COUNSEL. (FOR INFORMATION ONLY) (NO ACTION REQUIRED)

9. 05-J-3 Beverly Ann Powell – payment of \$960 in full settlement of this claim.

APPEARANCE:

Bob Andrews, Deputy Corporation Counsel

The Committee took no action on this item.

STAFF PRESENT: Steve Cady, County Board Fiscal and Budget Analyst
Rick Ceschin, County Board Research Analyst
Bud Borja, Chief Information Officer, IMSD
Rick Ceschin, Research Analyst, County Board
Linda Seemeyer, Director, Dept. of Administrative Services
Vera Westphal, Fiscal Analyst, Dept. of Administrative Services
Molly Pahl, Public Safety Fiscal Analyst, House of Correction
Inspector Kevin Carr, Sheriff's Department
Deputy Inspector Jerianne Feiten, Sheriff's Department
Ron Malone, Superintendent, House of Correction
Jan Brylow, Programs Manager, House of Correction
Jim Martin, District Attorney's Office
Bob Andrews, Deputy Corporation Counsel

SCHEDULED ITEMS (CONTINUED):

This meeting was recorded on tape, which is available for audit upon prior request of the Committee Clerk. The foregoing matters were not necessarily considered in agenda order. Committee "green files" contain copies of resolutions, amendments, ordinances, reports and correspondence, etc., which may be reviewed upon request of the Committee Clerk. The official copy of these minutes is available in the County Board office.

Adjourned: 10:50 a.m.

Linda Durham

Linda Durham, Committee Clerk

Chairperson: Supervisor Gerry P. Broderick
Clerk: Linda Durham, 278-4225
Research Analyst: Rick Ceschin, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, April 14, 2005 - 9:00 A.M.
Milwaukee County Courthouse - Room 201-B

A G E N D A

SCHEDULED ITEMS:

1. 05-172 From the Chief Judge, requesting retroactive approval to apply for the following grants: (1) Enhancing the Response to Domestic Violence: Beyond the JODI Project, Office of Violence Against Women, \$1,404,193, anticipated award date October 1, 2005; (2) Milwaukee County Safe Havens Planning Project, Office of Violence Against Women, \$120,000, anticipated award date October 1, 2005.
2. 05- Resolution by Supervisor Rice, Borkowski, Cesarz, Weishan and Schmitt, requesting the State to modify Chapter 980 of the State Statutes in regards to Sexually Violent Person Commitments and placing requirements on the sale of county land for the siting of a transitional living facility for sexual offenders. **(Also to Committee on Intergovernmental Relations)**
3. 05-194 From the Superintendent, House of Correction, requesting authorization to execute a professional service contract to provide hot beverage and snack vending services at the Milwaukee County House of Correction.
4. 05-193 From the Superintendent, House of Correction, requesting authorization to execute a professional service contract to provide cold beverage-vending contract at the Milwaukee County House of Correction.
5. 04-499 From Director, Department of Administrative Services, submitting a review of
(a) billing and collection functions by County departments. *(Submitted pursuant to a resolution adopted 12/16/04.)* **(Also to Committee on Finance and Audit)**
6. 04-414 Progress report on the long-term operational plans for the House of Corrections Farm and Fish Hatchery **(REPORT FROM COUNTY BOARD STAFF)**
(INFORMATIONAL) (NO ACTION REQUIRED)
7. 04-J-10 From County Board Staff and Corporation Counsel, regarding revisions to Chapter 14 of the Milwaukee County General Ordinances. **(INFORMATIONAL) (NO ACTION REQUIRED) (RECOMMENDED ACTION: Layover to May Meeting)**
8. 05-J-5 From the Sheriff, report on the Emergency Medical Records system.
(INFORMATIONAL) (NO ACTION REQUIRED)

SCHEDULED ITEMS (CONTINUED):

CORPORATION COUNSEL RECOMMENDS PAYMENT/SETTLEMENT OF THE FOLLOWING CLAIMS/LITIGATION:

9. 05-187 From Deputy Corporation Counsel, requesting approval for payment of \$10,000 in full settlement to Jacqueline Dejean.
10. 05- From Principal Assistant Corporation Counsel, requesting approval for payment of \$35,000 in full settlement to Holly Ricks.

CLAIMS IN THE AMOUNT OF \$5,000.00 OR LESS APPROVED BY THE CHAIR OF THE JUDICIARY COMMITTEE AS RECOMMENDED BY CORPORATION COUNSEL. (FOR INFORMATION ONLY) (NO ACTION REQUIRED):

The Chairman of the Judiciary Committee did not approve any claims in the amount of \$5,000.00 or less this cycle.

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

11. 04-427 From Corporation Counsel, report back on the Milwaukee County Automated Land
(a) Information System (MCAMLIS) Cooperative Agreement as required in a 2005 adopted budget amendment (1C011). **(INFORMATIONAL) (NO ACTION REQUIRED)**
12. 05-J-4 From Corporation Counsel, status report on the appeal of the Mary Champine Lawsuit.
13. 05-J-5 From Corporation Counsel, status report on the claim of the Department of Natural Resources against the County for the alleged dumping of sewage.

DEADLINE

The next regular meeting of the Judiciary Committee is Thursday, May 12, 2005. All items for the agenda must be in the Committee Clerk's possession by the end of the business day on Monday, May 2, 2005

ADA accommodation requests should be filed with the Milwaukee County Office for Persons with Disabilities, 278-3932 (voice) or 278-3937 (TTD), upon receipt of this notice.

Chairperson: Supervisor Gerry P. Broderick
Clerk: Linda Durham, 278-4225
Research Analyst: Rick Ceschin, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, May 12, 2005 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

MINUTES

TAPE No. 8: Side B, #280 to EOT
TAPE No. 9: Side A, #001 to #155

PRESENT: Supervisors Rice, *DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair)

*Supervisor DeBruin was not present at the time of the roll call, but arrived shortly thereafter.

SCHEDULED ITEMS:

1. 05-230 From the County Executive, appointing Paul Linn to serve on the Milwaukee County Ethics Board for a term expiring February 28, 2011. Mr. Linn is replacing Jeremiah Hegarty whose term has expired. (Tape 8B-#295)

APPEARANCE:

Greg Reiman, County Executive's Office

This item was temporarily laid over to allow time for Mr. Linn's arrival.

Mr. Reiman apologized for not contacting Mr. Linn to advise him of the date his appointment nomination would be heard by the Judiciary Committee.

MOTION BY: (RICE) Approve. (Vote: 7-0)

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) – 7
NOES: 0

2. 04-365 From County Board Staff and Corporation Counsel, regarding revisions to Chapter
(a)(a) 14 of the Milwaukee County General Ordinances. **(Laid over 4/14/05)**
(Tape #8B-#303)

Supervisor Rice provided comments relative to this item. He thanked Rick Ceschin, Bob Andrews, County Clerk Ryan and Susan Shields for their participation in the workgroup.

SCHEDULED ITEMS (CONTINUED):

MOTION BY: (RICE) Approve. (Vote: 7-0)

Questions and comments ensued.

Rick Ceschin answered questions and provided comments.

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine and Broderck (Chair) - 7
NOES: 0

Later in the meeting, Paul Rasky expressed development concerns relative to this item. He will contact Supervisor Rice directly.

3. From the Sheriff, requesting authorization to submit a federal grant application to the United States Department of Health and Human Services - Substance Abuse and Mental Health Services Administration (SAMHSA), Targeted Capacity Expansion Grants for Jail Diversion Programs.

Chairman Broderick announced that this item has been withdrawn per the request of the Sheriff's Department.

4. 05-281 From Superintendent, House of Correction, report regarding reduction in federal funds directed to the Community Justice Resource Center (formally known as the Day Reporting Center). **(INFORMATIONAL – UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)** (Tape #8B-#405)

APPEARANCE:

John Priebe, Public Safety Fiscal Administrator
Jan Brylow, Programs Manager, House of Correction
Kit McNally, Benedict Center
Greg Reiman, County Executive's Office

Mr. Priebe reviewed the subject report.

Questions and comments ensued.

Supervisor DeBruin requested that Mr. Priebe provide her with information that better quantifies the relationship between fewer participants in this program and the potential need for a dorm.

Mr. Priebe stated that he could provide information relative to the individuals on the waiting list.

SCHEDULED ITEMS (CONTINUED):

Mr. Reiman advised that Ed Eberle, from the County Executive's Office, advised him that he has been working with Senator Fitzgerald, Co-Chair of the joint Finance Committee, who may be willing to offer a motion during the Joint Finance budget deliberations to try and find some additional State funds.

Kit McNally urged the Committee to consider expanding Milwaukee County's support for the Community Justice Resource Center.

Supervisor Cesarz requested that information regarding a space analysis and the condition of the facility be included with the data information from the House of Correction.

Supervisor DeBruin advised that she would be very interested in working with supervisors on the Committee, County Board staff and House of Correction staff to set up a meeting to look at what financial statistics are available.

Kit McNally requested that Milwaukee County also look at the work release facility when looking into the space analysis.

MOTION BY: (DE BRUIN) Receive and place on file. (Vote: 7-0)

AYES: Rice, DeBruin, Schmitt, Weishan, Cesarz, Devine, Broderick (Chair) - 7
NOES: 0

CLAIMS IN THE AMOUNT OF \$5,000.00 OR LESS APPROVED BY THE CHAIR OF THE JUDICIARY COMMITTEE AS RECOMMENDED BY CORPORATION COUNSEL. **(INFORMATIONAL ONLY – UNLESS OTHERWISE DIRECTED BY THE COMMITTEE):**

- 05-J-7 Virginia Brown & David Campbell – payment of \$3,000.00 in settlement of this claim.
- 05-107 Charles Sturgil – payment of \$3,000.00 in full settlement of this claim.
- 05-57 Janet Robinson – payment of \$2,330.31 in full settlement of this claim.
- 05-J-8 American Family Insurance – payment of \$2,277.58 in full settlement of this claim.
- 05-81 Secura Insurance Company – payment of \$1,645.43 in full settlement of this claim.
- 05-J-9 Robert Scott – payment of \$1,000.00 in full settlement of this claim.

SCHEDULED ITEMS (CONTINUED):

STAFF PRESENT: Rick Ceschin, Research Analyst, County Board
John Priebe, Public Safety Fiscal Administrator
Jan Brylow, Programs Manager, House of Correction
Bob Andrews, Deputy Corporation Counsel

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Adjourned: 9:55 a.m.

Linda Durham

Linda Durham, Committee Clerk

Chairperson: Supervisor Gerry P. Broderick
Clerk: Linda Durham, 278-4225
Research Analyst: Rick Ceschin, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, June 9, 2005 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

MINUTES

TAPE No. 9: Side A, #159 to #521

PRESENT: Supervisors Rice, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair)

EXCUSED: Supervisor DeBruin

SCHEDULED ITEMS:

1. 04-414 Progress report on the long-term operational plans for the House of Corrections Farm and Fish Hatchery **(REPORT FROM COUNTY BOARD STAFF)**
(INFORMATIONAL – UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)
(Tape #9A-#161)

APPEARANCES:

Rick Ceschin, County Board Research Analyst
Sherry Tussler, Executive Director, Hunger Task Force

Mr. Ceschin reviewed the subject report.

MOTION BY: (WEISHAN) Follow through with the recommended action in the report from County Board staff to authorize the Superintendent of the House of Correction to negotiate a long-term agreement, in conjunction with County Board staff and subject to County Board approval, with Hunger Task Force of Greater Milwaukee for the operation of the Farm and Fish Hatchery at the House of Correction.

Comments ensued.

On the motion by Supervisor Weishan: Vote 6-0

AYES: Rice, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) – 6

NOES: 0

EXCUSED: DeBruin

SCHEDULED ITEMS (CONTINUED):

2. 05-J-11 From Superintendent, House of Correction, report advising that the House of Correction has received an anonymous gift of \$50,000 to support and enhance the efforts of the Milwaukee County Community Justice Resource Center.
(INFORMATIONAL – UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)
(Tape #9A-#279)

APPEARANCES:

Ron Malone, Superintendent, House of Correction
Jan Brylow, Programs Manager, House of Correction

The Committee took no action on this informational report.

3. 05-307 From the Sheriff, requesting authorization to grant leaves of absence to deputies appointed to positions in the unclassified service. (Tape #9A-#299)

APPEARANCES:

Inspector Kevin Carr, Sheriff's Department
Gerald Rieder, Milwaukee Deputy Sheriff's Association

Inspector Carr reviewed the subject report.

MOTION BY: (RICE) Approve.

Questions and comments ensued.

MOTION BY: (WEISHAN) Layover and get recommendations from Personnel Committee first.

Mr. Reider expressed his concern relative to this item and indicated that he does not support the Sheriff Department's request.

Questions and comments continued.

Vote on motion by Supervisor Weishan: 6-0

AYES: Rice, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 6

NOES: 0

EXCUSED: DeBruin

SCHEDULED ITEMS (CONTINUED):

CLAIMS IN THE AMOUNT OF \$5,000.00 OR LESS APPROVED BY THE CHAIR OF THE JUDICIARY COMMITTEE AS RECOMMENDED BY CORPORATION COUNSEL. (FOR INFORMATION ONLY) (NO ACTION REQUIRED):

4. 05-J-9 Robert Scott – payment of \$1,000.00 in full settlement of this claim.

The Committee took no action on this informational item.

5. 05-J-12 Tynika and Jakia Nicholson – payment of \$1,654.94 (\$500.00 to be paid to Tynika and Jakia each and \$654.94 to their attorneys) in settlement of this claim.

The Committee took no action on this informational item.

CORPORATION COUNSEL RECOMMENDS PAYMENT/SETTLEMENT OF THE FOLLOWING CLAIMS/LITIGATION:

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

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6. 05-308 From Deputy Corporation Counsel, requesting approval for payment of \$7,824.27 in full settlement to American Family Insurance.

APPEARANCE:

Bob Andrews, Deputy Corporation Counsel

MOTION BY: (RICE) Adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to items 6 and 8. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary. (Vote 5-0)

AYES: Rice, Schmitt, Weishan, Devine and Broderick (Chair) - 5

NOES: 0

EXCUSED: DeBruin and Cesarz

The Committee adjourned into closed session at approximately 9:30 a.m. and reconvened in open session at approximately 9:50 a.m. The same six committee members were present as before.

SCHEDULED ITEMS (CONTINUED):

MOTION BY: (RICE) Approve. (Vote: 6-0)

AYES: Rice, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 6

NOES: 0

EXCUSED: DeBruin

7. 05-285 From the District Attorney, requesting authorization to contract with Legal Action of Wisconsin, Inc., in an amount not to exceed \$50,000 from approximately July 1, 2005 to June 30, 2007, to provide free civil legal services to Milwaukee County low-income victims of domestic violence. (Tape #9A-#488)

APPEARANCE:

Jim Martin, District Attorney's Office

Mr. Martin reviewed the subject report.

MOTION BY: (SCHMITT) Approve. (Vote: 6-0)

AYES: Rice, Schmitt, Weishan, Cesarz, Devine and Broderick (Chair) - 6

NOES: 0

EXCUSED: DeBruin

This item was taken out of order.

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

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8. 05-J-4 From Corporation Counsel, status report on the appeal of the Mary Champine Lawsuit.

APPEARANCES:

Bill Domina, Corporation Counsel

Alan M. Levy, Lindner & Marsack, S.C.

SEE MOTION FOR CLOSED SESSION UNDER ITEM 6.

After reconvening in open session, the Committee took no action on this item.

SCHEDULED ITEMS (CONTINUED):

STAFF PRESENT: Rick Ceschin, Research Analyst, County Board
Ron Malone, Superintendent, House of Correction
Jan Brylow, Programs Manager, House of Correction
Inspector Kevin Carr, Sheriff's Department
Bob Andrews, Deputy Corporation Counsel

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Adjourned: 9:52 a.m.

Linda Durham

Linda Durham, Committee Clerk

Acting Chairperson: Supervisor Joseph Rice
Clerk: Linda Durham, 278-4225
Research Analyst: Rick Ceschin, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, July 14, 2005 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

MINUTES

TAPE No. 9: Side A, #159 to #689

PRESENT: Supervisors DeBruin, Weishan, Cesarz, Broderick, Devine and Rice (Chair)

EXCUSED: Supervisor Schmitt

SCHEDULED ITEMS:

1. 05-331 Resolution by Supervisors McCue and Quindel, to study the viability of a program using inmates at the House of Correction to perform certain detail functions in the aesthetic upkeep of Milwaukee County Fleet vehicles. **(Also to the Committee on Transportation, Public Works & Transit)** (Tape #9A-#550)

APPEARANCES:

Supervisor Ryan P. McCue, 8th District
Molly Pahl, Public Safety Fiscal Analyst

Supervisor McCue reviewed the subject resolution.

Questions and comments ensued.

MOTION BY: (DEBRUIN) Approve the resolution.

Questions and comments continued.

Vote on the motion by Supervisor DeBruin. Vote: 6-0

AYES: DeBruin, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 6

NOES: 0

EXCUSED: Schmitt

SCHEDULED ITEMS (CONTINUED):

CLAIMS IN THE AMOUNT OF \$5,000.00 OR LESS APPROVED BY THE CHAIR OF THE JUDICIARY COMMITTEE AS RECOMMENDED BY CORPORATION COUNSEL. (FOR INFORMATION ONLY) (NO ACTION REQUIRED):

The Chairman did not approve any claims in the amount of \$5,000 or less this cycle.

CORPORATION COUNSEL RECOMMENDS PAYMENT/SETTLEMENT OF THE FOLLOWING CLAIMS/LITIGATION:

2. 05-178 From Deputy Corporation Counsel, requesting approval for payment of \$20,000 to Sharon Reinelt and her attorney in full settlement of all claims arising out of the November 9, 2001 motor vehicle accident. (Tape #9A-#671)

APPEARANCES:

Bob Andrews, Deputy Corporation Counsel

MOTION BY: (DE BRUIN) Approve. (Vote: 6-0)

AYES: DeBruin, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 6

NOES: 0

EXCUSED: Schmitt

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

3. 05-J-13 From Corporation Counsel, providing a status report on the search for legal counsel to assert claims the County may have against those firms who furnished professional services to the County at the time the pension benefits were enhanced. (Tape #9A-#684)

APPEARANCES:

Bill Domina, Corporation Counsel

Attorney John Busch

MOTION BY: (DE BRUIN) Adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to item 3. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary. (Vote 6-0)

SCHEDULED ITEMS (CONTINUED):

AYES: DeBruin, Weishan, Cesarz, Broderick, Devine and Rice (Chair) - 6

NOES: 0

EXCUSED: Schmitt

The Committee adjourned into closed session at approximately 9:15 a.m. and did not reconvene in open session.

STAFF PRESENT: Rick Ceschin, Research Analyst, County Board
Bob Andrews, Deputy Corporation Counsel
Molly Pahl, Public Safety Fiscal Analyst

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Adjourned: 10:00 a.m.

Linda Durham

Linda Durham, Committee Clerk

Acting Chairperson: Supervisor Joseph Rice
Clerk: Delores "Dee" Hervey, 278-4230
Research Analyst: Rick Ceschin, 278-5003

**SPECIAL MEETING OF THE
COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES**

Wednesday, August 17, 2005 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

M I N U T E S

Tape No. 9: Side B, #01-42

PRESENT: Supervisors De Bruin, Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair)

SCHEDULED ITEMS:

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

1. 05-J-13 From Corporation Counsel, providing a status report on the search for legal counsel to assert claims the County may have against those firms who furnished professional services to the County at the time the pension benefits were enhanced.

APPEARANCES:

Attorney KM
Attorney JS
Lee Jones, Michael Best and Friedrich Law Firm
John Busch, Michael Best and Friedrich Law Firm
Bill Domina, Corporation Counsel
Doug Jenkins, Department of Audit

SCHEDULED ITEMS (CONTINUED):

MOTION BY: (Schmitt) Adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to item 3. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary. (Vote 7-0)

AYES: De Bruin, Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair)-7

NOES: 0

The Committee adjourned into closed session at approximately 9:10 a.m. and did not reconvene in open session.

STAFF PRESENT:

Rick Ceschin, Research Analyst, County Board
Bill Domina, Corporation Counsel

This meeting was recorded on tape, which is available for audit upon prior request of the Committee Clerk. Committee "green files" contain copies of resolutions, amendments, ordinances, reports and correspondence, etc., which may be reviewed upon request of the Committee Clerk. The official copy of these minutes is available in the County Board office.

Adjourned: 10:45 a.m.

Delores "Dee" Hervey, Committee Clerk

DEADLINE

The next regular meeting of the Judiciary Committee is Thursday, September 15, 2005. All items for the agenda must be in the Committee Clerk's possession by the end of the business day on Thursday, September 1, 2005

ADA accommodation requests should be filed with the Milwaukee County Office for Persons with Disabilities, 278-3932 (voice) or 278-3937 (TTD), upon receipt of this notice.

SCHEDULED ITEMS (CONTINUED):

Acting Chairperson: Supervisor Joseph Rice
Clerk: Linda Durham, 278-4225
Research Analyst: Rick Ceschin, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, September 15, 2005 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

MINUTES

TAPE No. 9: Side B, #44 to #490

PRESENT: Supervisors DeBruin, Schmitt, Weishan, Broderick, Devine and Rice (Chair)

EXCUSED: Supervisor Cesarz

SCHEDULED ITEMS:

1. 05-432 From the Chief Judge, requesting permission to execute professional services contracts with Wisconsin Community Services (WCS) and Justice 2000, Inc. (J2K) for the provision of pretrial services for the period of January 1, 2006 through December 31, 2008. (Tape #9B-#055)

APPEARANCES:

Holly Szablewski, Pretrial Services Coordinator

Ms. Szablewski reviewed the subject report.

Questions and comments ensued.

MOTION BY: (SCHMITT) Approve. (Vote: 6-0)

AYES: DeBruin, Schmitt, Weishan, Broderick, Devine and Rice (Chair) - 6

NOES: 0

EXCUSED: Cesarz

2. 05-441 From the Sheriff, requesting authorization to apply for and accept FY2005 state and federal funding of the following grants: Homeland Security OJA Equipment, Urban Area Security Initiative (UASI), UASI Pass-for-Red Cross Citizens Corps. and Specialty Teams for Sheriff Bomb Squad. (Tape #9B-#216)

APPEARANCES:

Inspector Kevin Carr, Sheriff's Office

Carl Stenbol, Director, Emergency Management

SCHEDULED ITEMS (CONTINUED):

Mr. Stenbol reviewed the subject report.

Questions and comments ensued.

Supervisor DeBruin requested that a detailed description of the grants be forwarded to her office before Board day. She also requested information relative to Emergency Management's planning for evacuation for a natural disaster. Specifically, a means by which people of low income who don't have access to cars could evacuate. Chairman Rice indicated that this would be a good item to put on a future Judiciary Committee agenda. The Sheriff's Department's Emergency Management staff will provide a report on this item at the December meeting.

MOTION BY: (DE BRUIN) Approve.

Questions and comments continued.

Vote on the motion to approve. 6-0

AYES: DeBruin, Schmitt, Weishan, Broderick, Devine and Rice (Chair) - 6

NOES: 0

EXCUSED: Cesarz

Before proceeding to the next agenda item, Chairman Rice allowed Bill Domina to introduce two lawyers new to the Corporation Counsel's Office, Roy Williams and Janine Dehring.

3. 05-J-16 From Superintendent, House of Correction, notification of \$10,000 in grant funds awarded to the House of Correction. **(INFORMATIONAL, UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)** (Tape #9B-#376)

APPEARANCES:

Ron Malone, Superintendent, House of Correction

Molly Pahl, Public Safety Fiscal Analyst

Jan Brylow, Programs Manager, House of Correction

Mr. Malone reviewed the subject report, a copy of which is attached to the original of these minutes.

Questions and comments ensued.

Ms. Brylow addressed questions raised by Committee members.

SCHEDULED ITEMS (CONTINUED):

The Committee took no action on this informational report.

CLAIMS IN THE AMOUNT OF \$5,000.00 OR LESS APPROVED BY THE CHAIR OF THE JUDICIARY COMMITTEE AS RECOMMENDED BY CORPORATION COUNSEL. (FOR INFORMATION ONLY) (NO ACTION REQUIRED):

4. 05-J-14 Mary Ann Braasch – Payment of \$898.44 in full settlement of this claim.

CORPORATION COUNSEL RECOMMENDS PAYMENT/SETTLEMENT OF THE FOLLOWING CLAIMS/LITIGATION:

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

5. 04-472 From Attorney Richard E. Poulson, Jr., claiming damages on behalf of Paul Luckett for serving time in the County Jail and the House of Correction after he had completed his sentence. **Corporation Counsel recommends that Mr. Luckett be paid \$16,000 to settle his claim.** (Tape #9B-#486)

MOTION BY: (SCHMITT) Adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to items 5, 6, 7, 8, and 9. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary. (Vote 6-0)

AYES: DeBruin, Schmitt, Weishan, Broderick, Devine and Rice (Chair) - 6

NOES: 0

EXCUSED: Cesarz

The Committee adjourned into closed session at approximately 10:40 a.m. and reconvened in open session at approximately 11:35 a.m. with the same committee members present as before.

MOTION BY: (SCHMITT) Approve items 5 and 6 together. (Vote: 6-0)

AYES: DeBruin, Schmitt, Weishan, Broderick, Devine and Rice (Chair) - 6

NOES: 0

EXCUSED: Cesarz

The Committee took no action on items 7, 8 and 9.

SCHEDULED ITEMS (CONTINUED):

6. 05-427 From Deputy Corporation Counsel, recommending payment of \$50,001 to David Velez to settle a lawsuit arising out of the assault of Mr. Velez by another inmate in the County Jail in 1999.

SEE ACTION UNDER ITEM 5.

7. 05-J-13 From Corporation Counsel, providing a status report on the search for legal counsel to assert claims the County may have against those firms who furnished professional services to the County at the time the pension benefits were enhanced. Corporation Counsel may recommend the retention of legal counsel to represent the interests of the County.

SEE ACTION UNDER ITEM 5.

8. 04-J-7 From Corporation Counsel, providing an update regarding the Christensen lawsuit concerning jail overcrowding.

SEE ACTION UNDER ITEM 5.

9. 05-J-17 From Corporation Counsel, providing a report on Olenburg vs. Milwaukee County.

SEE ACTION UNDER ITEM 5.

STAFF PRESENT: Rick Ceschin, Research Analyst, County Board
Bob Andrews, Deputy Corporation Counsel
Holly Szablewski, Pretrial Services Coordinator
Inspector Kevin Carr, Sheriff's Office
Carl Stenbol, Director, Emergency Management
Ron Malone, Superintendent, House of Correction
Molly Pahl, Public Safety Fiscal Analyst
Jan Brylow, Programs Manager, House of Correction

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Adjourned: 11:42 a.m.

Linda Durham

Linda Durham, Committee Clerk

SCHEDULED ITEMS (CONTINUED):

Acting Chairperson: Supervisor Joseph Rice
Clerk: Linda Durham, 278-4225
Research Analyst: Rick Ceschin, 278-5003

**SPECIAL MEETING OF THE
COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES**

Thursday, September 29, 2005 – 8:30 A.M.

Milwaukee County Courthouse - Room 201-B

MINUTES

TAPE No. 9: Side B, #496 to #539

PRESENT: Supervisors DeBruin, Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair)

SCHEDULED ITEMS:

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

1. 05-463 From Corporation Counsel, providing a status report on the search for legal counsel to assert claims the County may have against those firms who furnished professional services to the County at the time the pension benefits were enhanced. Corporation Counsel may recommend the retention of legal counsel to represent the interests of the County. (Tape #9B-#507)

APPEARANCES:

Bill Domina, Corporation Counsel

MOTION BY: (SCHMITT) Adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to Item 1. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary. (Vote: 7-0)

AYES: Debruin, Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 7
NOES: 0

SCHEDULED ITEMS (CONTINUED):

The Committee adjourned into closed session at approximately 8:40 a.m. and reconvened in open session at approximately 9:10 a.m. with the same committee members present as before.

MOTION BY: (SCHMITT) Approve the resolution recommended by Corporation Counsel to negotiate and execute a contract with the law firm of Susman Godfrey, LLP of Houston, Texas to represent Milwaukee County in the prosecution of claims or causes of action in favor of Milwaukee County against professional service providers for Milwaukee County or individuals and any related insurer(s) arising out of the creation and adoption of the 2000 pension benefit enhancements.

Chairman Rice pointed out a couple of clerical errors contained in the resolution submitted by Corporation Counsel. Supervisor Schmitt accepted the correction of these errors as a friendly amendment to his motion.

Vote on approval of the resolution: 7-0

AYES: Debruin, Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 7
NOES: 0

STAFF PRESENT: Rick Ceschin, Research Analyst, County Board
Bill Domina, Corporation Counsel

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Adjourned: 9:15 a.m.

Linda Durham

Linda Durham, Committee Clerk

DEADLINE

The next regular meeting of the Judiciary Committee is Thursday, October 20, 2005. All items for the agenda must be in the Committee Clerk's possession by the end of the business day on Thursday, October 6, 2005

ADA accommodation requests should be filed with the Milwaukee County Office for Persons with Disabilities, 278-3932 (voice) or 278-3937 (TTD), upon receipt of this notice.

Acting Chairperson: Supervisor Joseph Rice
Clerk: Linda Durham, 278-4225
Research Analyst: Rick Ceschin, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, October 20, 2005 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

MINUTES

TAPE No. 10: Side A, #001 to EOT
TAPE No. 10: Side B, #001 to #272

PRESENT: Supervisors DeBruin, Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair)

SCHEDULED ITEMS:

1. 05-481 From Director, Child Support Enforcement, requesting authorization to execute the 2006 state/county contract for the administration of the child support program in Milwaukee County. (Tape #10A-#13)

APPEARANCE:

Lisa Marks, Deputy Director, Child Support Enforcement

Ms. Marks reviewed the subject report.

MOTION BY: (BRODERICK) Approve. (Vote: 7-0)

AYES: DeBruin, Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 7
NOES: 0

2. 04-414 Progress report on the long-term operational plans for the House of Corrections
(a)(a) Farm and Fish Hatchery. **(REPORT FROM COUNTY BOARD STAFF)**
(INFORMATIONAL, UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)
(Tape #10A-#114)

APPEARANCE:

Rick Ceschin, County Board Research Analyst
Molly Pahl, Public Safety Fiscal Analyst
Sherry Tussler, Hunger Task Force

Mr. Ceschin reviewed the subject report and the 3-year budget plan (2006-2008) for the Farm and Fish Hatchery, a copy of which is contained in the subject file..

SCHEDULED ITEMS (CONTINUED):

Questions and comments ensued relative to the 3-year budget plan.

Supervisor DeBruin requested tax levy information that has been put toward this program and a copy of the Farm and Fish hatchery budget from the House of Correction. She also requested information relative to zoning in the City of Franklin.

Supervisor Cesarz mentioned a communication from the City of Franklin advising of a resolution they passed expressing their willingness to partner and work with Milwaukee County government so that, should the County decide that any of its lands are surplus in the City of Franklin, they would like to have discussions relative to the best way to develop the land for the benefit of Milwaukee County and the City of Franklin. Supervisor Cesarz indicated that he will distribute the above-mentioned correspondence to Committee members.

Questions and comments continued.

The Committee took no action on this informational report.

3. 05-J-20 From the Sheriff, update on Milwaukee County as the Public Safety Answering Point (PSAP) for cellular 911 calls. **(INFORMATIONAL, UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)** (Tape #10A-#481)

APPEARANCES:

Inspector Kevin Carr, Sheriff's Department
Jerianne L. Feiten, Deputy Inspector, Sheriff's Department
Supervisor Mark Borkowski (11th District)

Ms. Feiten reviewed the subject report, a copy of which is attached to the original of these minutes.

Questions and comments ensued.

Supervisor Borkowski provided comments.

CLAIMS IN THE AMOUNT OF \$5,000.00 OR LESS APPROVED BY THE CHAIR OF THE JUDICIARY COMMITTEE AS RECOMMENDED BY CORPORATION COUNSEL. (FOR INFORMATION ONLY) (NO ACTION REQUIRED):

The Chairman did not approve any claims in the amount of \$5,000 or less this cycle.

SCHEDULED ITEMS (CONTINUED):

CORPORATION COUNSEL RECOMMENDS PAYMENT/SETTLEMENT OF THE FOLLOWING CLAIMS/LITIGATION:

4. 05-329 From Schoone, Leuck, Kelley, Pitts & Knurr, S.C., submitting a claim in behalf of Yolanda Hudson for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **(Corporation Counsel recommends that \$27,500 be paid to settle his claim.)** (Tape #10A-#607)

APPEARANCE:

Bob Andrews, Deputy Corporation Counsel

Mr. Andrews reviewed the subject report.

MOTION BY: (DE BRUIN) Approve. Vote: 7-0

AYES: DeBruin, Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) - 7

NOES: 0

CORPORATION COUNSEL RECOMMENDS PAYMENT/SETTLEMENT OF THE FOLLOWING CLAIMS/LITIGATION:

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

5. 05-494 From Deputy Corporation Counsel, Marietta S. Luster v. Milwaukee County discrimination case. (Tape #10B-#266)

APPEARANCE:

Bob Andrews, Deputy Corporation Counsel

MOTION BY: (SCHMITT) Adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to items 5, 6, 7, and 8. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary. (Vote 7-0)

AYES: DeBruin, Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) - 7

NOES: 0

SCHEDULED ITEMS (CONTINUED):

The Committee adjourned into closed session at approximately 10:15 a.m. and reconvened in open session at approximately 11:27 a.m. with the same committee members present as before.

MOTION BY: (BRODERICK) Approve the payment of \$12,000.00 to Marietta S. Luster as settlement in full of all claims arising out of her discrimination complaint filed in ERD Case No. CR200503214 and EEOC Charge No. 26GA501883 and dismissal with prejudice of those cases. (Vote: 7-0)

AYES: DeBruin, Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) - 7
NOES: 0

There was no action taken on items 6, 7 and 8.

6. 05-J-17 From Corporation Counsel, providing a report on Olenburg vs. Milwaukee County.

APPEARANCES:

Bill Domina, Corporation Counsel

SEE ACTION UNDER ITEM 5.

7. 05-J-18 From Corporation Counsel, status report on the appeals of the challenge to the Labor Peace Ordinance (7th Circuit), In re Schulpius sexual predator case (State Supreme Court) and Pinczkowski airport condemnation case (State Supreme Court).

SEE ACTION UNDER ITEM 5.

8. 05-J-19 Status report from Corporation Counsel on the claim of the Department of Justice against MMSD, Milwaukee County and a number of other municipalities for the alleged dumping of sewage.

SEE ACTION UNDER ITEM 5.

9. 05-498 A Resolution/Ordinance by Supervisor Borkowski to repeal and recreate Section 39.04 and to create Sections 63.061, 63.062, 63.068, 63.042, and 63.043 and 63.044 of the Milwaukee County General Ordinances to prohibit certain conduct, specifically littering, trespass to land, trespass to dwellings, permitting uncontrolled dogs on County premises, theft, retail theft and "identity theft"; And to amend s. 63.09 of the Milwaukee County General Ordinances, the schedule of cash deposits and maximum penalties, accordingly. (Tape #10A-#619)

APPEARANCES:

SCHEDULED ITEMS (CONTINUED):

Brian Conte, Milwaukee Deputy Sheriff's Association
Joe Kuntner, Milwaukee Deputy Sheriff's Association
Supervisor Mark Borkowski (11th District)
Bill Domina, Corporation Counsel
Inspector Kevin Carr, Sheriff's Department

Supervisor Borkowski provided comments relative to the above request.

Questions and comments ensued.

Mr. Conte and Mr. Kuntner provided comments relative to the problems/issues of the old resolution/ordinance and what the new language attempts to "fix".

MOTION BY: (DE BRUIN) Approve.

Inspector Kevin Carr expressed concerns relative to the resolution/ordinance, specifically the "identity theft" section. He indicated that he nor the Sheriff have had communication with the Deputy Sheriff's Association (DSA) regarding the proposed new language for the resolution/ordinance change and would like the opportunity to work with them.

MOTION BY: (CESARZ) Layover to afford the Sheriff's Department time to work with the DSA.

Supervisor Borkowski provided comments. He indicated that the proposed resolution/ordinance language is clean-up language and that he would rather not see this item laid over.

Acting Chairman Rice commented on the process and indicated that it is important that the Committee take a deliberate look at ordinances before they are enacted.

Supervisor DeBruin withdrew her previous motion to approve. However, she requested that the author of the layover motion accept a friendly amendment to include that the layover be until the next cycle and that the report contains a report from Corporation Counsel relative to the resolution/ordinance. She would also like, when the report comes back, further elaboration on the "Identify Theft" piece.

Supervisor Cesarz accepted the friendly amendment.

Comments continued.

Acting Chairman Rice requested that Corporation Counsel also provide additional

SCHEDULED ITEMS (CONTINUED):

review regarding Section 8. He'd like some advice as to whether or not there is some discretion in reviewing the numbers to see if they are still proper numbers.

Vote on the motion to layover with the friendly amendment and additional information from Corporation Counsel regarding Section 8: 5-2

AYES: DeBruin, Schmitt, Cesarz, Broderick and Rice (Chair) - 5

NOES: Weishan and Devine – 2

This item was taken out of order.

Supervisor DeBruin requested that in the future, if there is going to be an ordinance change, that the Committee automatically receive a report in writing from Corporation Counsel regarding the change.

STAFF PRESENT: Rick Ceschin, Research Analyst, County Board
Lisa Marks, Deputy Director, Child Support Enforcement
Bill Domina, Corporation Counsel
Bob Andrews, Deputy Corporation Counsel
Inspector Kevin Carr, Sheriff's Office
Jerianne L. Feiten, Deputy Inspector, Sheriff's Department
Molly Pahl, Public Safety Fiscal Analyst

This meeting was recorded on tape, which is available for audit upon prior request of the Committee Clerk. The foregoing matters were not necessarily considered in agenda order. Committee "green files" contain copies of resolutions, amendments, ordinances, reports and correspondence, etc., which may be reviewed upon request of the Committee Clerk. The official copy of these minutes is available in the County Board office.

Adjourned: 11:30 a.m.

Linda Durham

Linda Durham, Committee Clerk

Acting Chairperson: Supervisor Joseph Rice
Clerk: Linda Durham, 278-4225
Research Analyst: Rick Ceschin, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, December 1, 2005 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

MINUTES

TAPE No. 10: Side B, #277 to EOT
TAPE No. 11: Side A, #001 to #639

PRESENT: Supervisors Schmitt, Weishan, Cesarz, Broderick, *Devine and Rice (Chair)
EXCUSED: Supervisor DeBruin

*Supervisor Devine was not present at the time of the roll call, but arrived shortly thereafter.

SCHEDULED ITEMS:

1. 05-498 A Resolution/Ordinance by Supervisor Borkowski to repeal and recreate Section 39.04 and to create Sections 63.061, 63.062, 63.068, 63.042, 63.043 and 63.044 of the Milwaukee County General Ordinances to prohibit certain conduct, specifically littering, trespass to land, trespass to dwellings; permitting uncontrolled dogs on County premises; theft, retail theft and "identity theft"; and to amend s. 63.09 of the Milwaukee County General Ordinances, the schedule of cash deposits and maximum penalties, accordingly. **(10/20/05: Laid over to afford the Sheriff's Department time to work with the Deputy Sheriff's Association).** (Tape #10B-287)

APPEARANCES:

Brian Conte, Milwaukee Deputy Sheriff's Association
Joe Kuntner, Milwaukee Deputy Sheriff's Association
Supervisor Mark Borkowski (11th District)
Bill Domina, Corporation Counsel
Inspector Kevin Carr, Sheriff's Department

Supervisor Borkowski provided comments relative to the above request.

Questions and comments ensued.

Mr. Conte and Mr. Kuntner provided comments.

SCHEDULED ITEMS (CONTINUED):

MOTION BY: (BRODERICK) Approve.

Questions and comments continued.

Supervisor Borkowski stated that it is his understanding that the Sheriff's Department and the Deputy Sheriff's Association (DSA) had a very good meeting; however, there were some concerns raised regarding the "identity theft" portion of the resolution/ordinance. As a result of those concerns, Supervisor Borkowski requested that the Committee approve the resolution/ordinance, excluding the identity theft piece.

Supervisor Broderick asked for modification of his motion to eliminate any and all reference to "identity theft" and s. 63.044 on the last page of the resolution/ordinance.

Inspector Carr provided brief remarks. He reiterated that the Sheriff's Department and the DSA had a very productive meeting and came to an agreement as to how this matter should proceed with thoughtful research and statistical data that supports the need for the creation of these types of ordinances in the future.

Questions and comments continued.

Chairman Rice suggested that in the future Departments and proponents of resolution/ordinance changes meet prior to those changes coming before the Judiciary Committee.

Vote on the amendment to the resolution/ordinance to eliminate any and all reference to "identity theft": 6-0.

AYES: Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 6

NOES: 0

EXCUSED: DeBruin

MOTION BY: (BRODERICK) Approve the resolution/ordinance changes as amended. (Vote 6-0)

AYES: Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 6

NOES: 0

EXCUSED: DeBruin

SCHEDULED ITEMS (CONTINUED):

2. 05-554 From Director, Child Support Enforcement, requesting authorization to execute a contract with the State of Wisconsin Department of Workforce Development and award a contract to Legal Action of Wisconsin to provide legal representation to non-custodial parents under the Demonstration Project and to award a contract to Alliance for Children and Families to evaluate the results of the program activities and their results. (Tape #10B-#555)

APPEARANCE:

John Hayes, Director, Child Support Enforcement

Mr. Hayes reviewed the subject report, a copy of which is contained in the subject file.

MOTION BY: (CESARZ) Approve. (Vote 6-0)

AYES: Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 6

NOES: 0

EXCUSED: DeBruin

3. 05-J-22 From Director, Child Support Enforcement, reporting on Child Support Incentive Revenue for 2006. (Also to Committee on Finance and Audit) **(INFORMATIONAL, UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)** (Tape #10B-#584)

APPEARANCE:

John Hayes, Director, Child Support Enforcement

Mr. Hayes reviewed the subject report, a copy of which is attached to the original of these minutes.

The Committee took no action on this informational report.

4. 04-295 From Milwaukee Area Domestic Animal Control Commission (MADACC) Work
(a)(a) Group, submitting a proposed agreement for intergovernmental cooperation between MADACC and Milwaukee County for licensing of cats and dogs. (Tape #10B-#601)

APPEARANCES:

Steve Cady, County Board Fiscal & Budget Analyst

Representatives of MADACC were in the audience, as well as the Milwaukee County Clerk, Mark Ryan.

Mr. Cady reviewed the subject report, a copy of which is contained in the subject file.

SCHEDULED ITEMS (CONTINUED):

MOTION BY: (CESARZ) Approve. (Vote 6-0)

AYES: Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 6

NOES: 0

EXCUSED: DeBruin

5. 05-J-20 From the Sheriff, update on Milwaukee County as the Public Safety Answering Point (PSAP) for cellular 911 calls. **(INFORMATIONAL, UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)** (Tape #10B-#630)

APPEARANCES:

Inspector Kevin Carr, Sheriff's Department

Deputy Inspector Jerianne Feiten, Sheriff's Department

Ms. Feiten reviewed the subject report, a copy of which is attached to the original of these minutes.

Questions and comments ensued.

The Committee took no action on this informational report.

6. 04-414 From the House of Correction, update on the status of funding for the Farm and Fish Hatchery. **(INFORMATIONAL, UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)** (Tape #10B-#689)
(a)(a)

APPEARANCES:

Ron Malone, Superintendent, House of Correction

Jon Priebe, Public Safety Fiscal Administrator

Sherry Tussler, Hunger Task Force

Mr. Malone reviewed the subject report, a copy of which is contained in the subject file.

Questions and comments ensued at length.

Mr. Malone and Mr. Priebe answered questions raised by Committee members.

Ms. Tussler provided comments.

Chairman Rice encouraged Ms. Tussler to give Mr. Priebe and Mr. Malone a copy of the memo she distributed to Committee members. He also requested that the House of Correction provide a report back at the next Judiciary Committee meeting regarding negotiations relative to financing for the Farm and Fish Hatchery.

SCHEDULED ITEMS (CONTINUED):

The Committee took no action on this informational report.

CLAIMS IN THE AMOUNT OF \$5,000.00 OR LESS APPROVED BY THE CHAIR OF THE JUDICIARY COMMITTEE AS RECOMMENDED BY CORPORATION COUNSEL. (FOR INFORMATION ONLY) (NO ACTION REQUIRED):

7. 05-470 Freight Runners Express – Payment of \$3,172.00 in full settlement of all claims arising out of the damage to the three aircraft. (Tape #11A-#575)

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:

8. 04-337 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Robert Govan, for reimbursement of payment made for alleged damages sustained to his automobile as a result of an accident occurring on June 4, 2004 involving a Milwaukee County-owned vehicle. **(Corporation Counsel recommends payment in the amount of \$4,623.78 to settle all claims arising out of this accident.)** (Tape #11A-#600)

APPEARANCES:

Bob Andrews, Deputy Corporation Counsel

MOTION BY: (SCHMITT) Approve the settlements recommended by Corporation Counsel for items 8-18.

Questions ensued.

Vote on the motion to approve items 8-18. 6-0

AYES: Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 6

NOES: 0

EXCUSED: DeBruin

9. 05-328 From Afni Insurance Services, submitting a claim in behalf of their client American Family Insurance and Jesus and Alicia Cruz for damages allegedly sustained in an accident occurring January 7, 2005. **(Corporation Counsel recommends payment in the amount of \$3,798.86 to settle in full the claims arising out of the January 7, 2005 motor vehicle accident.)**

SEE ACTION UNDER ITEM 8.

SCHEDULED ITEMS (CONTINUED):

10. 05-J-23 From Lawrence Buchholz, submitting a claim for damages to his vehicle as a result of being struck by a Milwaukee County vehicle. **(Corporation Counsel recommends payment in the amount of \$3,422.72)**

SEE ACTION UNDER ITEM 8.

11. 05-J-24 From Brady E. Sonnenberg, submitting a claim for damages incurred while on jury duty at the Milwaukee County Courthouse when he witnessed a person on trial for murder attempt to escape and as a result be shot and killed by a City of Milwaukee police officer. **(Corporation Counsel recommends payment in the amount of \$2,500)**

SEE ACTION UNDER ITEM 8.

12. 05-J-25 From State of Wisconsin Department of Transportation, submitting a claim for damages to his vehicle when his vehicle and a Milwaukee County vehicle struck each other. **(Corporation Counsel recommends payment in the amount of \$1,818.48 in full settlement of this claim)**

SEE ACTION UNDER ITEM 8.

13. 05-J-26 From Dytanial Burris, submitting a claim for the loss of property upon discharge from the Milwaukee County Jail. **(Corporation Counsel recommends payment in the amount of \$1,795.00)**

SEE ACTION UNDER ITEM 8.

14. 05-J-27 From Catholic Mutual Group, submitting a claim for damages caused to their parked vehicle by a Milwaukee County snow plow. **(Corporation Counsel recommends payment in the amount of \$1,725.21)**

SEE ACTION UNDER ITEM 8.

15. 05-J-28 From American Family Insurance, in behalf of Uwe & Robyn Knie, submitting a claim for damages sustained when their vehicle was rear-ended by a Milwaukee County vehicle. **(Corporation Counsel recommends payment in the amount of \$1,695.61)**

SEE ACTION UNDER ITEM 8.

SCHEDULED ITEMS (CONTINUED):

16. 05-J-29 From TransPac Solutions, submitting a claim for damages to a vehicle owned by David Dewitt who was struck by a Milwaukee County snow plow. **(Corporation Counsel recommends payment in the amount of \$1,032.41)**

SEE ACTION UNDER ITEM 8.

17. 05-J-30 From SBC Risk Management, submitting a claim for damages to an overhead cable, when Milwaukee County employee, Brian Gundrum was operating a front-end loader. **(Corporation Counsel recommends payment in the amount of \$823.55)**

SEE ACTION UNDER ITEM 8.

18. 05-J-31 From Lynette Hegeman, submitting a claim for alleged injuries sustained when she tripped on a metal grate and fell while entering the Milwaukee County Courthouse. **(Corporation Counsel recommends payment in the amount of \$832.79)**

SEE ACTION UNDER ITEM 8.

19. 05-540 From Principal Assistant Corporation Counsel, requesting authorization to approve the settlement of a lawsuit filed by the State of Wisconsin relative to compliance with certain water pollution controls laws. **(Also to Committee on Parks, Energy & Environment and Transportation, Public Works and Transit) (Tape #11A-#**

APPEARANCES:

Bill Domina, Corporation Counsel

John Schapekahm, Principal Assistant Corporation Counsel

Gary Mick, Director of Environmental Services

MOTION BY (SCHMITT) Adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to items 19-21. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary. (Vote 6-0)

AYES: Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 6

NOES: 0

EXCUSED: DeBruin

The Committee adjourned into closed session at approximately 10:35 a.m. and returned to open session at approximately 11:25 a.m. with the same committee members present as before.

SCHEDULED ITEMS (CONTINUED):

Supervisor Broderick offered an amendment to add a BE IT FURTHER RESOLVED clause as follows: "BE IT FURTHER RESOLVED, the Director of the Department of Public Works is to report back to the Committee on Parks, Energy and Environment and the Committee on Transportation, Public Works and Transit every six months on the progress of complying with the terms of the stipulation."

MOTION BY: (SCHMITT) Approve the amendment. (Vote 6-0)

AYES: Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 6

NOES: 0

EXCUSED: DeBruin

MOTION BY: (SCHMITT) Approve as amended. (Vote 6-0)

AYES: Schmitt, Weishan, Cesarz, Broderick, Devine and Rice (Chair) – 6

NOES: 0

EXCUSED: DeBruin

20. 04-83 From Corporation Counsel, status report on claim of Kevin Kubacki, formerly of the Office of the Milwaukee County Sheriff for discrimination based on disability and retaliation.

APPEARANCES:

Bill Domina, Corporation Counsel

Mark Grady, Principal Assistant Corporation Counsel

The Committee took no action on this item.

21. 05-J-13 From Corporation Counsel, status report on the potential litigation that the County may have against those firms who furnished professional services to the County at the time the pension benefits were enhanced.

APPEARANCE:

Bill Domina, Corporation Counsel

The Committee took no action on this item.

STAFF PRESENT: Rick Ceschin, Research Analyst, County Board
Bill Domina, Corporation Counsel
Bob Andrews, Deputy Corporation Counsel
John Schapekahn, Principal Assistant Corporation Counsel
Mark Grady, Principal Assistant Corporation Counsel

SCHEDULED ITEMS (CONTINUED):

Inspector Kevin Carr, Sheriff's Office
Jerianne L. Feiten, Deputy Inspector, Sheriff's Department

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Adjourned: 11:27 a.m.

Linda Durham

Linda Durham, Committee Clerk